

FUK.022DIV2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Ryu YOKOYAMA, et al.

Serial No.: 10/779 668
~~10/799,668~~

Group Art Unit: 2874

Filing Date: February 18, 2004

Examiner: Kim, Ellen E.

For: OPTICAL AMPLIFYING AND RELAYING SYSTEMS

Honorable Commissioner of Patents
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Under the provisions of 37 CFR §1.97 through §1.99 and pursuant to Applicants' duty of disclosure under 37 CFR §1.56, Applicants respectfully bring the following documents cited in the Japanese Office Action dated May 18, 2004 and listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents, together with English language Abstracts, are provided herewith for the convenience of the Examiner. Note that the Japanese Patent Publication No. 2000-059306 reference cited in the Japanese Office Action was previously provided with Applicants' Information Disclosure Statement filed February 18, 2004.

In compliance with the requirements of 37 CFR §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of the pertinent portions of the above-referenced Japanese Office Action in which the references were cited.

The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made, the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

Serial No. 10/779,668
Docket No. 2001P08308 DIV2

2

This citation does not constitute an admission that the reference is relevant or material to the claims. It is only cited as constituting related art of which the applicant is aware.


I hereby certify that each item of information contained in this Information Disclosure Statement was the first citation of that item by a foreign patent office in a counterpart foreign application, which occurred not more than three months prior to the filing of this statement.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.

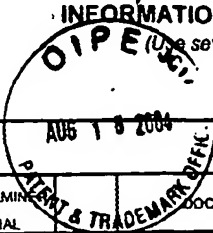
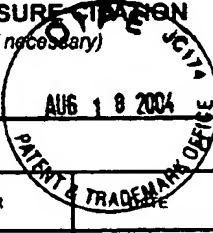
Respectfully submitted,

Date: August 18, 2004


John J. Dresch
Registration No. 46,672

Sean M. McGinn
Registration No. 34,386

McGinn & Gibb, PLLC
8321 Old Courthouse Rd., Suite 200
Vienna, VA 22182-3817
(703) 761-4100
Customer No. 21254

INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)  	ATTY DOCKET NO.	APPLICATION NO.
	2001P078308 DIV2	10/779.668
	APPLICANT(S)	
	Ryu YOKOYAMA, et al.	
FILING DATE		GROUP ART UNIT
February 18, 2004		2874

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	

U.S. PATENT APPLICATION PUBLICATIONS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		02-002228	01/08/90	Japan			ABS	
		11-266205	09/28/99	Japan			ABS	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		Japanese Office Action dated May 18, 2004.
		English translation of portion of Japanese Office Action dated May 18, 2004.

EXAMINER	DATE CONSIDERED
----------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.